

AMENDMENT TO
RULES COMMITTEE PRINT 117-54
OFFERED BY MR. GOLDEN OF MAINE

Insert after title LVIII the following:

1 TITLE LVIX—FIGHTING FOREIGN
2 INFLUENCE

3 SEC. 5901. ANNUAL DISCLOSURE OF CONTRIBUTIONS FROM
4 FOREIGN GOVERNMENTS AND POLITICAL
5 PARTIES BY CERTAIN TAX-EXEMPT ORGANI-
6 ZATIONS.

7 (a) REPORTING REQUIREMENT.—Section 6033(b) of
8 the Internal Revenue Code of 1986 is amended by striking
9 “and” at the end of paragraph (15), by redesignating
10 paragraph (16) as paragraph (17) and by inserting after
11 paragraph (15) the following new paragraph:

12 “(16) with respect to each government of a for-
13 eign country (within the meaning of section 1(e) of
14 the Foreign Agents Registration Act of 1938 (22
15 U.S.C. 611(e))) and each foreign political party
16 (within the meaning of section 1(f) of such Act (22
17 U.S.C. 611(f)) which made aggregate contributions
18 and gifts to the organization during the year in ex-

1 cess of \$50,000, the name of such government or
2 political party and such aggregate amount, and”.

3 (b) PUBLIC DISCLOSURE.—Section 6104 of such
4 Code is amended by adding at the end the following new
5 subsection:

6 “(e) PUBLIC DISCLOSURE OF CERTAIN INFORMA-
7 TION.—The Secretary shall make publicly available in a
8 searchable database the following information:

9 “(1) The information furnished under section
10 6033(b)(16) of the Internal Revenue Code of 1986.

11 “(2) The name of the organization furnishing
12 the information described in paragraph (1).

13 “(3) The aggregate amount reported under
14 paragraph (1) as having been received as contribu-
15 tions or gifts in each year from each government of
16 a foreign country and each foreign political party.”.

17 (c) EFFECTIVE DATE.—The amendments made by
18 this section shall apply to returns filed for taxable years
19 beginning after the date of the enactment of this Act.

20 **SEC. 5902. PROHIBITING CERTAIN INDIVIDUALS FROM ACT-**
21 **ING AS AGENTS OF FOREIGN PRINCIPALS.**

22 (a) FORMER MEMBERS OF CONGRESS; GENERAL OR
23 FLAG OFFICERS OF ARMED FORCES.—

1 (1) PROHIBITING REGISTRATION AS AGENT.—

2 The Foreign Agents Registration Act of 1938, as
3 amended (22 U.S.C. 611 et seq.) is amended—

4 (A) by redesignating sections 12 through
5 14 as sections 13 through 15; and

6 (B) by inserting after section 11 the fol-
7 lowing new section:

8 **“SEC. 12. PROHIBITING REGISTRATION OF CERTAIN INDIVIDUALS.**
9 **VIDUALS.**

10 “(a) PROHIBITION.—No individual may register
11 under this Act or otherwise serve as the agent of a foreign
12 principal if the individual at any time served as a Member
13 of Congress, as a senior political appointee, or as a general
14 or flag officer of the armed forces.

15 “(b) DEFINITIONS.—In this section—

16 “(1) the term ‘Member of Congress’ means a
17 Senator or Representative in, or Delegate or Resi-
18 dent Commissioner to, the Congress; and

19 “(2) the term ‘senior political appointee’—

20 “(A) means—

21 “(i) any individual occupying a full-
22 time senior position and who is appointed
23 by the President or the Vice President;

1 “(ii) any noncareer appointee in the
2 Senior Executive Service (or other SES-
3 type system); and

4 “(iii) any appointee to a position, at
5 or above the level of a noncareer member
6 of the Senior Executive Service, that has
7 been excepted from the competitive service
8 by reason of being of a confidential or pol-
9 icymaking character (schedule C and other
10 positions excepted under comparable cri-
11 teria) in an executive agency; and

12 “(B) does not include any individual ap-
13 pointed as a member of the Senior Foreign
14 Service or, except for a general or flag officer
15 of the armed forces, solely as a uniformed serv-
16 ice commissioned officer.”.

17 (2) OTHER REPRESENTATION OF FOREIGN EN-
18 TITIES.—Section 207(f)(1) of title 18, United States
19 Code, is amended by inserting after “within 1 year”
20 the following: “(or, in the case of a person who is
21 subject to any of such restrictions and who is a
22 Member of Congress, a senior political appointee (as
23 that term is defined in section 12 of the Foreign
24 Agents Registration Act of 1938, as amended (22

1 U.S.C. 611 et seq.)), or a general or flag officer of
2 the armed forces, at any time)”.
3

4 (b) EFFECTIVE DATE.—The amendments made by
5 subsection (a) shall apply with respect to any individual
6 whose service as a Member of Congress or as a general
7 or flag officer of the armed forces terminates on or after
8 the date of the enactment of this Act.

9 **SEC. 5903. STOPPING FOREIGN DONATIONS FROM AFFECT-**
10 **ING OUR ELECTIONS.**

11 (a) REQUIRING DISCLOSURE OF CREDIT
12 VERIFICATION VALUE AS CONDITION OF ACCEPTANCE OF
13 ONLINE CONTRIBUTIONS TO FEDERAL ELECTION.—

14 (1) IN GENERAL.—Section 302 of the Federal
15 Election Campaign Act of 1971 (52 U.S.C. 30102)
16 is amended by adding at the end the following:

17 “(j)(1) No political committee shall accept any Inter-
18 net credit card contribution unless—

19 “(A) the individual or entity making such con-
20 tribution is required, at the time such individual
21 makes such contribution, to disclose the credit
22 verification value of such credit card; and

23 “(B)(i) the billing address associated with such
24 credit card is located in the United States; or

25 “(ii) in the case of a contribution made by an
individual who is a United States national or lawful

1 permanent resident living outside of the United
2 States, the individual provides the committee with—

3 “(I) the United States mailing address the
4 individual uses for voter registration purposes;

5 “(II) a copy of the individual’s United
6 States passport;

7 “(III) a copy of the individual’s permanent
8 resident card; or

9 “(IV) a copy of a comparable acceptable
10 identification document, or the unique identi-
11 fying number from such a document, for the in-
12 dividual.

13 “(2) Notwithstanding subsection (b) or (c), in the
14 case of an Internet credit card contribution—

15 “(A) no later than 10 days after receiving the
16 contribution, the person who receives the contribu-
17 tion shall forward to the treasurer such contribution,
18 the name and address of the person making the con-
19 tribution, and the date of receipt; and

20 “(B) the treasurer of a political committee shall
21 keep an account of the name and address of any
22 person making any such contribution, together with
23 the date and amount of such contribution by any
24 person.

1 “(3) In this subsection, the term ‘Internet credit card
2 contribution’ means a contribution that—

3 “(A) is made using a credit card; and

4 “(B) is received through an Internet website.”.

5 (2) EFFECTIVE DATE.—The amendment made
6 by paragraph (1) shall apply with respect to con-
7 tributions made after the expiration of the 180-day
8 period which begins on the date of the enactment of
9 this Act.

10 (b) PROHIBITING FOREIGN AGENTS FROM DELIV-
11 ERING CONTRIBUTIONS TO FEDERAL CANDIDATES.—

12 (1) PROHIBITION.—Section 315 of the Federal
13 Election Campaign Act of 1971 (52 U.S.C. 30116)
14 is amended by adding at the end the following new
15 subsection:

16 “(k) PROHIBITING DELIVERY OF CONTRIBUTIONS BY
17 FOREIGN AGENTS.—

18 “(1) PROHIBITION.—

19 “(A) IN GENERAL.—An individual de-
20 scribed in subparagraph (B) may not deliver a
21 contribution to a candidate or an authorized
22 committee of a candidate which is made by an-
23 other person.

1 “(B) INDIVIDUALS DESCRIBED.—An indi-
2 vidual described in this subparagraph is any of
3 the following:

4 “(i) An individual who is required
5 under the Foreign Agents Registration Act
6 of 1938, as amended (22 U.S.C. 611 et
7 seq.), to register as the agent of a foreign
8 principal described in section 1(b)(1) of
9 such Act (22 U.S.C. 611(b)(1)).

10 “(ii) An individual who is required
11 under such Act to register as the agent of
12 a foreign principal described in section
13 1(b)(2) or 1(b)(3) of such Act (22 U.S.C.
14 611(b)(2) or (b)(3)), but only if the bene-
15 ficial owner of such foreign principal is a
16 foreign principal described in section
17 1(b)(1) of such Act (22 U.S.C. 611(b)(1)),
18 as determined in accordance with section
19 5336(a)(3) of title 31, United States Code.

20 “(iii) An individual who would be re-
21 quired to register under such Act as the
22 agent of a foreign principal described in
23 clause (ii) but for the exemption under sec-
24 tion 3(h) of such Act (22 U.S.C. 613(h)).

1 “(C) TREATMENT OF CONTRIBUTIONS
2 CREDITED TO FOREIGN AGENTS.—If a con-
3 tribution made to a candidate or an authorized
4 committee of a candidate is credited to an indi-
5 vidual described in subparagraph (B) by the
6 committee or candidate involved through
7 records, designations, or other means of recog-
8 nizing that a certain amount of money has been
9 raised by the individual, the individual shall be
10 deemed to have delivered the contribution to the
11 candidate or committee for purposes of this
12 subsection.

13 “(2) RULE OF CONSTRUCTION.—Nothing in
14 this subsection may be construed to prohibit any in-
15 dividual from making a contribution to a candidate
16 for election for Federal office or from encouraging
17 any other person to make a contribution to or other-
18 wise support or oppose a candidate for election for
19 Federal office.

20 “(3) DEFINITIONS.—In this subsection, the
21 term ‘deliver’ means to transport, carry, transfer, or
22 otherwise transmit, either physically or electroni-
23 cally.”.

24 “(2) EFFECTIVE DATE.—The amendment made
25 by paragraph (1) shall apply with respect to con-

1 tributions made on or after the date of the enact-
2 ment of this Act.

